

ENTERED

October 04, 2024

Nathan Ochsner, Clerk

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION****REGINA BEATRIX MAXWELL,****Plaintiff,****v.****MARTIN O'MALLEY,****Defendant.**§
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§**CIVIL ACTION NO. 4:24-cv-2097****MEMORANDUM AND RECOMMENDATION**

Plaintiff Regina Beatrix Maxwell ("Plaintiff") filed this lawsuit against Defendant Martin O'Malley ("Commissioner") seeking review of the denial of benefits under Title XVI of the Social Security Act. (ECF No. 1). Pending before the Court¹ is Plaintiff's Unopposed Motion to Remand. (ECF No. 6). Plaintiff requests the Court enter an order and judgment reversing the decision of the Administrative Law Judge and remanding the matter for further administrative proceedings, pursuant to sentence four of 42 U.S.C. § 405(g). (*Id.* at 1–2). Having reviewed the motion and relevant law, the Court **RECOMMENDS** Plaintiff's Motion to Remand (ECF No. 6) be **GRANTED**. The Court **FURTHER RECOMMENDS** the case be remanded to the Commissioner for further administrative proceedings.

¹ On June 4, 2024, this case was referred to the Undersigned for all purposes pursuant to 28 U.S.C. § 636(b)(1)(A) and (B) and Federal Rule of Civil Procedure 72. (ECF No. 2).

The Clerk shall send copies of this Memorandum and Recommendation to the respective parties who have fourteen days from the receipt thereof to file written objections thereto pursuant to Federal Rule of Civil Procedure 72(b) and General Order 2002-13. Failure to file written objections within the time period mentioned shall bar an aggrieved party from attacking the factual findings and legal conclusions on appeal.

SIGNED in Houston, Texas on October 4, 2024.

A handwritten signature in black ink, appearing to read "Richard W. Bennett", written over a horizontal line.

Richard W. Bennett
United States Magistrate Judge